

For Public

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF NEVADA

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In The Matter of Charges and
Complaint Against
AMY JIUN TSENG, M.D.,
Respondent.

NO. Case No. 08-10042-1

FILED 16 January 2008


EXECUTIVE DIRECTOR

COMPLAINT

The Investigative Committee of the Board of Medical Examiners of the state of Nevada, composed of Charles N. Held, M.D., Chairman, Cindy Lamerson, M.D. Member, and Jean Stoess, M.A., Member, by and through Lyn E. Beggs, Deputy General Counsel for the Nevada State Board of Medical Examiners, having a reasonable basis to believe that Amy Jiun Tseng, M.D., hereinafter referred to as "Respondent," has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

1. Respondent is currently licensed in active status to practice medicine in the state of Nevada, and at all times alleged herein, was so licensed by the Nevada State Board of Medical Examiners, pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.

2. Patient A was a seventy-four year old male at the time of the matter in question. His true identity is not disclosed to protect his privacy, but his identity is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint.

3. Patient A presented to the emergency room at Valley Hospital in Las Vegas, Nevada in the early morning hours of February 10, 2002.

4. While in the emergency room, a non-contract CT scan was performed, which was read by Dr. Djordje Hristic, indicating a tiny right subdural hematoma in the parietal region with no significant mass effect or midline shift with a thickness of less than 1 cm.

1 5. A neurosurgical consult was performed by Dr. Michael Seiff who recommended that the
2 CT scan be repeated in twenty-four hours and that the patient be discharged after that time if he
3 remained clinically stable.

4 6. Patient A was admitted to the hospital to the care of Respondent who performed a
5 physical. Due to Patient A's history of Alzheimer's and mental status at the time of admission, a
6 history was obtained from Patient A's wife who reported that he suffered from dementia, which
7 included episodes of physical violence for which he had recently been started on Zyprexa.

8 7. Respondent's treatment plan included repeating the CT scan of the head, as per Dr. Seiff,
9 an EEG and neurology and psychiatric evaluations.

10 8. On February 11, 2002, a neurology consult was performed by Dr. Gobinder Chopra.
11 Dr. Chopra assessed Patient A as having possible Parkinson's disease, dementia, associated with
12 possible drug-induced Parkinsonism and ordered an MRI, discontinued Zyprexa and suggested starting
13 the patient on anti-Parkinson's medications.

14 9. Respondent ordered an EKG in the morning hours of February 12, 2002 which indicated
15 that the patient did have some atrial fibrillation. Respondent ordered Digoxin after being made aware
16 of these findings.

17 10. Dr. Chopra again saw Patient A on February 12, 2002, and noted that he was more
18 awake and conversive. Dr. Chopra started aspirin for stroke prevention.

19 11. On the same day, Respondent ordered Lovenox for anticoagulation for apparent stroke
20 prevention.

21 12. On February 13, 2002, Patient A appeared demented and displayed aggressive and
22 violent behavior.

23 13. The MRI, previously ordered by Dr. Chopra was performed on February 13, 2002, and
24 read by Dr. Hristic whose report indicated a small subdural collection, most consistent with resolving
25 subdural hematoma and senescent changes with small, old infarct in the right corona radiata.

26 14. Patient A's condition did not to improve on February 14, 2002 and he continued to
27 display signs of dementia and episodes of explosive behavior.

15. Patient A began vomiting, having convulsions and seizures and his mental status decreased in the late afternoon, early evening hours of February 15, 2002.

16. Respondent was notified of Patient A's decline and by phone, ordered Dilantin.

17. Patient A's condition continued to decline and he was transferred to the ICU where he was intubated and a Code 99 was called.

18. A CT scan was completed on February 16, 2002, showing worsening in the appearance of the head in comparison to the CT scan completed on February 10, 2002, with a very large extra-axial blood collection.

19. A neurosurgical consult was performed, and the patient was ultimately found to be brain dead and expired.

Count I

20. Nevada Administrative Code Section 630.040 defines malpractice as the failure of a physician, in treating a patient, to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances.

21. Respondent failed to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances when she prescribed Lovenox for full anticoagulation when it was contraindicated by Patient A's active brain bleed.

22. By reason of the foregoing, Respondent is subject to discipline by the Nevada State Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

WHEREFORE, the Investigative Committee prays:

1. That the Nevada State Board of Medical Examiners fix a time and place for a formal hearing;

2. That the Nevada State Board of Medical Examiners give respondent notice of the charges herein against him, the time and place set for the hearing, and the possible sanctions against him;

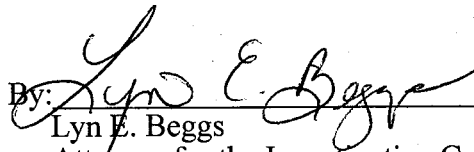
3. That the Nevada State Board of Medical Examiners determine what sanctions it determines to impose for the violation or violations committed by Respondent;

1 4. That the Nevada State Board of Medical Examiners make, issue and serve on
2 Respondent its findings of facts, conclusions of law and order, in writing, that includes the sanctions
3 imposed; and

4 5. That the Nevada State Board of Medical Examiners take such other and further action as
5 may be just and proper in these premises.

6 DATED this 16th day of January, 2008.

7 INVESTIGATIVE COMMITTEE OF
8 THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

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10 By: 
11 Lyn E. Beggs
12 Attorney for the Investigative Committee of the Nevada
13 State Board of Medical Examiners
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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF DOUGLAS)

CHARLES N. HELD, M.D., having been duly sworn, hereby deposes and states under penalty of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered in the course of the investigation into a complaint against Respondent, he believes that the allegations and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

DATED this 16th day of January, 2008.



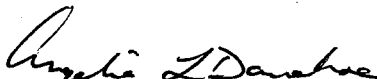
CHARLES N. HELD, M.D.

1 **CERTIFICATE OF MAILING**

2 I hereby certify that I am employed by Nevada State Board of Medical Examiners and
3 that on the 16th day of January 2008, I served a file copy of the COMPLAINT, NOTICE OF
4 PRE-HEARING CONFERENCE & HEARING and PATIENT DESIGNATION, along with
5 appointment letter, by mailing via USPS certified return receipt mail to the following:

6 Amy J. Tseng, M.D.
7 2870 S. Jones Blvd., Ste. 1
8 Las Vegas, NV 89146

9 Dated this 16th day of January 2008.

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11 _____
12 Angelia Donohoe
13 Legal Assistant
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